

EXHIBIT 1

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
NORTHERN DIVISION

CHELSEA GILLIAM, et al.,
Plaintiffs,
vs.
DEPARTMENT OF PUBLIC SAFETY AND
CORRECTIONAL SERVICES, et al.,
Defendants.

CIVIL NO.:
1:23-cv-01047-MJM
VOLUME III (Excerpt)

Baltimore, Maryland
December 1, 2023
10:19 a.m.

TRANSCRIPT OF PROCEEDINGS
MOTIONS HEARING EXCERPT - COURT'S RULING
BEFORE THE HONORABLE MATTHEW J. MADDOX
Via Videoconference

For the Plaintiffs:

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Also Present: Chloe Grey
(Computer-aided transcription of stenotype notes)

1 I do believe that the plaintiff has demonstrated
2 likelihood of irreparable harm should her hormone therapy not
3 be administered on a consistent basis as she has testified has
4 been prescribed to her. But I believe the plaintiff has failed
5 to establish the likelihood of irreparable harm that would
6 result if she is not transferred to a facility designated for
7 women. The plaintiff has claimed a need for social transition
8 in the form of a transfer to a women's facility as a sort of
9 treatment for gender dysphoria. Dr. Lowell's testimony has
10 been offered to support this claim. I'm not persuaded by that
11 testimony.

12 I find more credible and compelling the indication in
13 the department's gender dysphoria policy that gender dysphoria
14 as a diagnosis calls for individualized treatment, based upon
15 consultation with the inmate's treating psychiatrist and other
16 service providers, as well as experts on mental health
17 treatment in correctional settings. Additionally, the DOJ PREA
18 Prison and Jail Standards rule provides that agencies must make
19 individualized determinations about how to ensure the safety of
20 each inmate and to make determinations on a case-by-case basis
21 whether a placement at a facility designated for the
22 transgender inmate's gender identity would ensure the inmate's
23 health and safety and whether such a placement would present
24 management or security problems.

25 Dr. Lowell has not examined, treated or provided